962

BILL NO. Z-78-02-10

ZONING MAP ORDINANCE NO. Z-09-78

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N22.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a M I District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. N 22, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lot numbered 96 in Third Highland Park Addition to the City of Fort Wayne, Indiana, more commonly known as 507 Constance Avenue, Fort Wayne, Indiana.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Vivian G. Schmidt
Councilman

APPROVED AS TO FORM AND LEGALITY,
CITY ATTORNEY

Read the first time in full and on motion by D. Schmidt, seconded by Hunter, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) ~~and Public Hearing to be held after due legal notice,~~ at the Council Chambers, City-County ~~Building~~, Fort Wayne, Indiana, on _____, ~~the~~ _____ day of _____, 19__ at _____ o'clock ____ M., E.S.T.

DATE: 2-14-78

Shirley W. Westermann
CITY CLERK

Read the third time in full and on motion by D. Schmidt, seconded by Hinga, and duly adopted, placed on its passage.

PASSED ~~(LOST)~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	8	0		1	
BURNS	X				
HINGA	X				
HUNTER				X	
MOSES	X				
NUCKOLS	X				
SCHMIDT, D.	X				
SCHMIDT, V.	X				
STIER	X				
TALARICO	X				

DATE: 5-8-78

Shirley W. Westermann
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) ~~(GENERAL)~~ (ANNEXATION) ~~(SPECIAL)~~ ~~(APPROPRIATION)~~ ORDINANCE (~~RESOLUTION~~) No. Z-09-78 on the 8th day of May, 1978.

ATTEST: (SEAL)

Shirley W. Westermann
CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of May, 1978 at the hour of 11:30 o'clock A M., E.S.T.

Shirley W. Westermann
CITY CLERK

Approved and signed by me this 11th day of May, 1978 at the hour of 2:30 o'clock P M., E.S.T.

Robert E. Armstrong
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 14, 1978, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-78-02-10; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required on March 10, 1978; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 20, 1978;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 27, 1978.

Certified and signed this
24th day of April, 1978.

Luben Lazoff
Secretary

Bill No. Z-78-02-10

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. N22

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

JOHN NUCKOLS - VICE CHAIRMAN

WILLIAM T. HINGA

DONALD J. SCHMIDT

JAMES S. STIER

5-8-78 CONCURRED IN

DATE CHARLES W. WESTERMAN, CITY CLERK

BUSINESS FORM—PRODUCT OF WILSON JONES

GrayLine

RECEIPT

Date 1-20 1978 No. 10096

Received From Kay & Jean Baumgartner

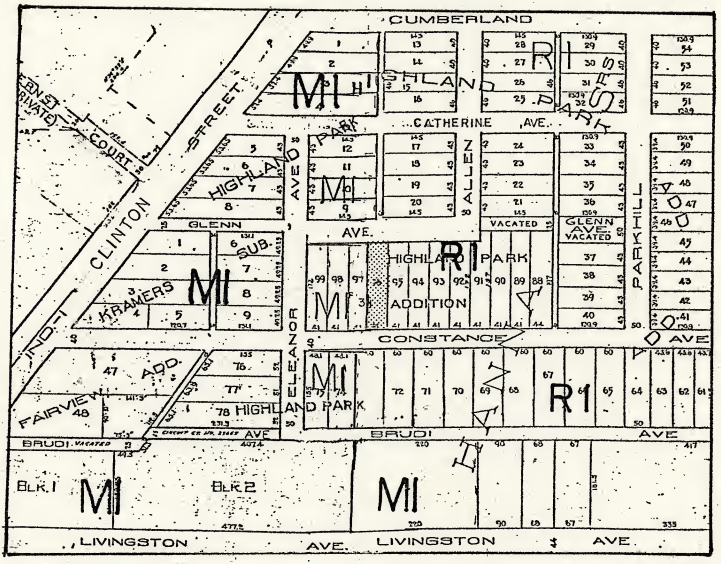
Address 3201 Drexel Ave

fifty & 00/100 Dollars $ 50.00

For Atty: Jeffery Raff - Rezoning R1 to M1

ACCOUNT			HOW PAID		
AMT. OF ACCOUNT			CASH	✓	
AMT. PAID			CHECK		
BALANCE DUE			MONEY ORDER		

By Pat B.



REZONE FROM R1 TO M1

MAP N22

Z-78-02-10

N

BY M.F.C. 1-20-78

PETITION FOR ZONING ORDINANCE AMENDMENT Receipt No. _____

Date Filed _____

Intended Use Machine Shop

XX/We Raymond Baumgartner & Jean L. Baumgartner
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an R-1 District to a/an M-1 District the property described as follows:

Lot numbered 96 in Third Highland Park Addition to the City of Fort Wayne, Indiana, more commonly known as 507 Constance Avenue, Fort Wayne, Indiana.

(Legal Description) If additional space is needed, use reverse side.

(General Description for Planning Staff Use Only)

XX/We, the undersigned, certify that XX/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

(Name)	(Address & Zip Code)	(Signature)
Raymond Baumgartner	2201 Drexel Avenue	Raymond Baumgartner
Jean L. Baumgartner	2201 drexel Avenue	Jean L. Baumgartner

(If additional space is needed, use reverse side)

Legal Description checked by _____

NOTE FOLLOWING RULES

All requests for continuances or requests that ordinances be taken under advisement shall be filed, in writing, in the office of Community Development and Planning, by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for the meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance. (FILING FEE: $50.00)

Name and address of the preparer, attorney or agent.

(Name)	(Address & Zip code)	(Telephone Number)
Jeffrey G. Raff	1120 Lincoln Bank Tower Fort Wayne, Indiana 46802	219/743-3397

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning and Zoning (CITY PLAN COMMISSION) / Room # 830, City-County Building, One Main Street / Fort Wayne, Indiana 46802 (Phone: 423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

M-22
11-22

Legal Description of property to be rezoning

Owners of Property

(Name)	(Address & Zip Code)	(Signature)

3462

Admn. Appr._____

DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment 3-78-02-10

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning, CD&P

SYNOPSIS OF ORDINANCE Lot #96 in Third Highland Park Addition, more commonly known as 507 Constance Avenue.

EFFECT OF PASSAGE Property is now zoned R1 - One Family Residenital. Property will become M1 - Light Industrial.

EFFECT OF NON-PASSAGE Property will remain R1 - One Family Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) None

ASSIGNED TO COMMITTEE (J.N.)_____

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

May 12, 1978

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of May 16 and May 23, 1978, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

Bill No. Z-78-02-10
Zoning Map Ordinance No. Z-09-78

Bill No. G-78-03-26
General Ordinance No. G-11-78

Please send us 10 (10) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 1

© F.W.B.C. 197

LEGAL NOTICE

OF THE COMMON COUNCIL, FORT WAYNE, INDIANA

Notice is hereby given that on the 8th day of May, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. Z-78-02-10 ---Zoning Map Ordinance No. Z-09-78 being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N22

Notice is hereby given that on the 8th day of May, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-78-03-26 --- General Ordinance No. G-11-78 being AN ORDINANCE amending General Ordinance No. G- 97 by authorizing the vacation of a certain alley

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that Bill No. Z-78-02-10 -- Zoning Map Ordinance No. Z-09-78 and that Bill No. G-78-03-26 -- General Ordinance No. G-11-78 were passed by the Common Council on the 8th day of May, 1978, and that said Ordinances were duly signed and approved by the Mayor on the 11th day of May, 1978, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 11th day of May, 1978.

Charles W. Westerman
City Clerk

Copies of said Bill No. Z-78-02-10 -- Zoning Map Ordinance No. Z-09-78 and Bill No. G-78-03-26 -- General Ordinance No. G-11-78, are posted in the following places in Fort Wayne, Allen County, Indiana.

(1) The main floor lobby of the City-County Building

(2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

(3) The bulletin board in the lobby at the east door of the Allen County Court House

Copies of said Bill No. Z-78-02-10 -- Zoning Map Ordinance No. Z-09-78 and Bill No. G-78-03-26 -- General Ordinance No. G-11-78, are also available for reading in the following public places in Fort Wayne, Indiana

(4) The Reference Room in the north end of the main floor in said Downtown Public Library

(5) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinances in the designated places as stated above on May 16, 1978.

Charles W. Westerman, City Clerk

Form Prescribed by State Board of Accounts

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To THE NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	
Head	number of lines	3
Body	number of lines	69
Tail	number of lines	2
	Total number of lines in notice	74

COMPUTATION OF CHARGES

74 lines, 1 columns wide equals 74 equivalent lines at .2774 cents per line	$ 19.17
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	4.00
TOTAL AMOUNT OF CLAIM	$ 23.17

DATA FOR COMPUTING COST

Width of single column 9.9 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

NOTICE OF THE COMMON COUNCIL
FORT WAYNE, INDIANA

Notice is hereby given that on the 8th day of May, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. Z-78-02-10, Zoning Map Ordinance No. Z-09-78 being AN ORDINANCE amending City of Fort Wayne Zoning Map, N22.

Notice is hereby given that on the 8th day of May, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No.- G-78-03-26— "General Ordinance No. G-11-78 being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley.

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that Bill No. Z-78-02-10, - Zoning Map Ordinance No. Z-09-78 and that Bill No. G-78-03-26, General Ordinance No. G-11-78 were passed by the Common Council on the 8th day of May, 1978, and that said Ordinances were duly signed and approved by the Mayor on the 11th day of May, 1978, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 11th day of May, 1978.

CHARLES W. WESTERMAN
City Clerk

Copies of said Bill No. Z-78-02-10 — Zoning Map Ordinance No. Z-09-78 and Bill No. G-78-03-26 — General Ordinance No. G-11-78, are posted in the following places in Fort Wayne, Allen County, Indiana.

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Copies of said Bill No. Z-78-02-10 — Zoning Map Ordinance No. Z-09-78 and Bill No. G-78-03-26 — General Ordinance No. G-11-78, are also available for reading in the following public places in Fort Wayne, Indiana.

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CHARLES W. WESTERMAN
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinances in the designated places as stated above on May 16, 1978.

CHARLES W. WESTERMAN
City Clerk

5/16-23

vision and penalties of Ch. 89, Acts 1967,

the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just art of the same has been paid.

V.E. Gerken

Title CLERK

19 78

I COPY OF
EMENT HERE

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city ~~town~~ of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

5/16-23/78

V.E. Gerken

Subscribed and sworn to before me this 23rd day of May 19 78

Notary Public

My commission expires September 28, 1979

Form Prescribed by State Board of Accounts

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To THE NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

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TOTAL AMOUNT OF CLAIM	$ 23.17

DATA FOR COMPUTING COST

Width of single column 9.9 ems — Size of type 5½ point

Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V.E. Gerken

Date May 23, 19 78 — Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL, a DAILY newspaper of general circulation printed and published in the English language in the city (town) of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time(s), the dates of publication being as follows:

5/16-23/78

V.E. Gerken

Subscribed and sworn to before me this 23rd day of May, 19 78

Notary Public

My commission expires September 20, 1979

Newspapers
X 432
other benefits. Salary
, pensions, vacations,
I COPY OF
EMENT HERE
County, Indiana.
(1) The main floor lobby of the City-County Building.
(2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library.
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CHARLES W. WESTERMAN
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinances in the designated places as stated above on May 16, 1978.
CHARLES W. WESTERMAN
City Clerk

5/16-23

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

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TOTAL AMOUNT OF CLAIM — $ 23.17

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NOTICE OF THE COMMON COUNCIL
FORT WAYNE, INDIANA
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Notice is hereby given that on the 8th day of May, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-78-03-26— General Ordinance No. G-11-78 being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley.
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that Bill No. Z-78-02-10, Zoning Map Ordinance No. Z-09-78 and that Bill No. G-78-03-26, General Ordinance No. G-11-78 were passed by the Common Council on the 8th day of May, 1978, and that said Ordinances were duly signed and approved by the Mayor on the 11th day of May, 1978, and now remains on file and on record in my office.
WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 11th day of May, 1978.
CHARLES W. WESTERMAN
City Clerk

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CHARLES W. WESTERMAN
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinances in the designated places as stated above on May 16, 1978.
CHARLES W. WESTERMAN
City Clerk

5/16 23

provision and penalties of Ch. 89, Acts 1967,

that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just to part of the same has been paid.

Arvilla DeWald

Title CLERK

, 19 78

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city / town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

5/16-23/78

Arvilla DeWald

Subscribed and sworn to before me this 23rd day of May 19 78

Notary Public

My commission expires September 28, 1979

CH COPY OF
ISEMENT HERE

Form Prescribed by State Board of Accounts — General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

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DATA FOR COMPUTING COST

Width of single column 11 ems: 9.9

Size of type: 5½ point

Number of insertions: 2

Size of quad upon which type is cast: 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date May 23, 19 78

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana, Allen County } ss:

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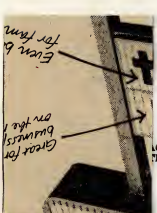

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TISEMENT HERE

Copies of said Bill No. Z-78-02-10 — Zoning Map Ordinance No. Z-09-78 and Bill No. G-78-03-26 — General Ordinance No. G-11-78, are also available for reading in the following public places in Fort Wayne, Indiana:

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(5) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122 City-County Building, Fort Wayne, Indiana.

CHARLES W. WESTERMAN
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinances in the designated places as stated above on May 16, 1978.

CHARLES W. WESTERMAN
City Clerk

5/16 23